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Petitioner,

ORDER

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Respondent.

FED. R. CIV.P. 72(b) provides that objections to a Report and Recommendation be filed within ten (10) days after service, but Petitioner has failed to timely file any objections. Therefore, the Court must assume that Petitioner is satisfied with theistrate Judge's recommendation. Any further review by this Court would be aative and inefficient use of the Court's limited resources. Thomas v. Arn, 728 F.2d 6th Cir. 1984), aff'd, 474 U.S. 140 (1985); Howard v. Secretary of Health and n Services, 932 F.2d 505 (6th Cir. 1991); United States v. Walters, 638 F.2d 947 (6th Cir.1981).

Therefore, Magistrate Judge Baughman's report and recommendation is **ADOPTED** and Petitioner's Writ of *Habeas Corpus* (Dkt. # 1) is **DISMISSED IN PART AND DENIED IN PART.**

Furthermore, the court certifies, pursuant to 28 U.S.C. § 1915(a)(3), that an appeal from this decision could not be taken in good faith, and that there is no basis upon which to issue a certificate of appealability. 28 U.S.C. §2253(c); Fed. R. App. P. 22(b).

IT IS SO ORDERED.

Dated: 11/5/2008

S/Christopher A. Boyko
CHRISTOPHER A. BOYKO
UNITED STATES DISTRICT JUDGE